

(Pub. L. 85-769, §15, Aug. 27, 1958, 72 Stat. 927; Pub. L. 102-54, §13(n)(4), June 13, 1991, 105 Stat. 278.)

AMENDMENTS

1991—Pub. L. 102-54 substituted “Department of Veterans Affairs” for “Veterans’ Administration”.

§ 866. Acquisition of assets and liabilities of existing corporation

The corporation may acquire the assets of the Blinded Veterans Association, Incorporated, a body corporate organized under the laws of the State of New York, upon discharge or satisfactorily providing for the payment and discharge of all of the liabilities of such State corporation and upon complying with all the laws of the State of New York applicable thereto.

(Pub. L. 85-769, §16, Aug. 27, 1958, 72 Stat. 927.)

§ 867. Exclusive right to name, seals, emblems, and badges

The corporation and its duly authorized regional groups and other local subdivisions shall have the sole and exclusive right to have and use in carrying out its purposes the name Blinded Veterans Association and such seals, emblems, and badges as the corporation may lawfully adopt.

(Pub. L. 85-769, §17, Aug. 27, 1958, 72 Stat. 927.)

CROSS REFERENCES

Penalty for unauthorized manufacture, reproduction, or sale of badges or emblems of veterans’ organizations, see section 705 of Title 18, Crimes and Criminal Procedure.

§ 868. Reservation of right to amend or repeal chapter

The right to alter, amend, or repeal this chapter is expressly reserved.

(Pub. L. 85-769, §18, Aug. 27, 1958, 72 Stat. 927.)

CHAPTER 36—BIG BROTHERS—BIG SISTERS OF AMERICA

Sec.	
881.	Corporation created; short title.
882.	Completion of organization.
883.	Purposes of corporation.
884.	Powers of corporation.
885.	Principal office; territorial scope of activities; agent for service of process.
886.	Membership; voting rights.
887.	Governing body.
	(a) Composition.
	(b) Tenure.
	(c) Duties.
888.	Officers.
889.	Distribution of income or assets to members; loans.
890.	Nonpolitical nature of corporation.
891.	Liability for acts of officers and agents.
892.	Prohibition against issuance of stock or payment of dividends.
893.	Books and records; inspection.
894.	Repealed.
895.	Exclusive right to name, emblems, seals, and badges.
896.	Acquisition of assets and liabilities of existing corporation.
897.	Use of assets on dissolution or liquidation.
898.	Reservation of right to amend or repeal chapter.

§ 881. Corporation created; short title

(a) The following persons: Charles G. Berwind, Philadelphia, Pennsylvania; Mark Willcox, Junior, Philadelphia, Pennsylvania; Earle S. Thompson, New York, New York; Archie O. Dawson, New York, New York; Isadore A. Wyner, New York, New York; and their successors, are hereby created and declared to be a body corporate of the District of Columbia, where its legal domicile shall be, by the name of the Big Brothers—Big Sisters of America (hereinafter referred to as the corporation) and by such name shall be known and have perpetual succession and the powers, limitations, and restrictions herein contained.

(b) This chapter may be cited as the “Big Brothers—Big Sisters of America”.

(Pub. L. 85-870, §1, Sept. 2, 1958, 72 Stat. 1691; Pub. L. 95-167, §1(a), Nov. 11, 1977, 91 Stat. 1347.)

REFERENCES IN TEXT

Herein, referred to in subsec. (a), means Pub. L. 85-870, Sept. 2, 1958, 72 Stat. 1691, as amended, which is classified generally to this chapter. For complete classification of this Act to the Code, see Tables.

AMENDMENTS

1977—Pub. L. 95-167 designated existing provisions as subsec. (a), substituted “Big Brothers—Big Sisters of America” for “Big Brothers of America”, and added subsec. (b).

SECTION REFERRED TO IN OTHER SECTIONS

This section is referred to in section 882 of this title.

§ 882. Completion of organization

A majority of the persons named in section 881 of this title are authorized to complete the organization of the corporation by the adoption of a constitution and bylaws, not inconsistent with this chapter, and the doing of such other acts (including the selection of officers and employees in accordance with such constitution and bylaws) as may be necessary for such purpose.

(Pub. L. 85-870, §2, Sept. 2, 1958, 72 Stat. 1691.)

§ 883. Purposes of corporation

The purposes of the corporation shall be to aid and assist individuals throughout the United States of America in the solution of their social and economic problems, and assist in their health, educational and character development; to promote the use of the techniques of such assistance developed by the corporation, by other lay and professional agencies and workers, to receive, invest, and disburse funds and to hold property for the purposes of the corporation.

(Pub. L. 85-870, §3, Sept. 2, 1958, 72 Stat. 1691; Pub. L. 95-167, §1(b), Nov. 11, 1977, 91 Stat. 1347.)

AMENDMENTS

1977—Pub. L. 95-167 substituted “individuals” for “boys” and struck out “and Canada” after “United States of America”.

§ 884. Powers of corporation

The corporation shall have power—

- (1) to have succession by its corporate name;
- (2) to sue and be sued, complain, and defend in any court of competent jurisdiction;

(3) to adopt, use, and alter a corporate seal;
 (4) to choose such officers, managers, agents, and employees as the business of the corporation may require;

(5) to adopt, amend, and alter a constitution and bylaws, not inconsistent with the laws of the United States or any State in which the corporation is to operate, for the management of its property and the regulation of its affairs;

(6) to contract and be contracted with;

(7) to take by lease, gift, purchase, grant, devise, or bequest from any private corporation, association, partnership, firm, or individual and to hold any property, real, personal, or mixed, necessary or convenient for attaining the objects and carrying into effect the purposes of the corporation, subject, however, to applicable provisions of law of any State (A) governing the amount or kind of property which may be held by, or (B) otherwise limiting or controlling the ownership of property by, a corporation operating in such State;

(8) to transfer, convey, lease, sublease, encumber, and otherwise alienate real, personal, or mixed property; and

(9) to borrow money for the purposes of the corporation, issue bonds therefor, and secure the same by mortgage, deed of trust, pledge, or otherwise, subject in every case to all applicable provisions of Federal and State laws.

(Pub. L. 85-870, § 4, Sept. 2, 1958, 72 Stat. 1691.)

§ 885. Principal office; territorial scope of activities; agent for service of process

(a) The principal office of the corporation shall be located in Philadelphia, Pennsylvania, or in such other place as may be later determined by the board of directors, but the activities of the corporation shall not be confined to that place, but may be conducted throughout the various States, Territories, and possessions of the United States.

(b) The corporation shall have in the District of Columbia at all times a designated agent authorized to accept service of process for the corporation; and notice to or service upon such agent, or mailed to the business address of such agent, shall be deemed notice to or service upon the corporation.

(Pub. L. 85-870, § 5, Sept. 2, 1958, 72 Stat. 1692; Pub. L. 95-167, § 1(c), Nov. 11, 1977, 91 Stat. 1347.)

AMENDMENTS

1977—Subsec. (a). Pub. L. 95-167 struck out “and in Canada to the extent permitted by Canadian laws” after “possessions of the United States”.

§ 886. Membership; voting rights

Eligibility for membership in the corporation and the rights, privileges, and designations of classes of members shall, except as provided in this chapter, be determined as the constitution and bylaws of the corporation may provide. Each member of the corporation shall have the right to one vote on each matter submitted to a vote at all meetings of the members of the corporation.

(Pub. L. 85-870, § 6, Sept. 2, 1958, 72 Stat. 1692.)

§ 887. Governing body

(a) Composition

Upon the enactment of this chapter the membership of the initial board of directors of the corporation shall consist of the present members of the board of directors of the Big Brothers of America, Incorporated, the corporation described in section 896(a) of this title, or such of them as may then be living and are qualified members of said board of directors, to wit:

Justice Tom Clark, Washington, D.C. (honorary);

Honorable Stuart Garson, Ottawa, Ontario, Canada (honorary);

Honorable Luther W. Youngdahl, Washington, District of Columbia (honorary);

Charles G. Berwind, Philadelphia, Pennsylvania;

Henry J. Benisch, Brooklyn, New York;

DeVere Bobier, Flint, Michigan;

J. Carroll Brown, Lansing, Michigan;

Fielding T. Childress, Saint Louis, Missouri;

Guy de Puyjalon, Ottawa, Ontario, Canada;

Robert E. Curry, New York City, New York;

Jere Gillette, Detroit, Michigan;

Benjamin van D. Hedges, New York City, New York;

Honorable Thomas C. Hennings, Junior, Washington, District of Columbia;

Doctor Kenneth D. Johnson, New York City, New York;

Charles B. Levinson, Cincinnati, Ohio;

Walter H. Levy, Providence, Rhode Island;

Richard Loud, Boston, Massachusetts;

George O. Ludcke, Junior, Minneapolis, Minnesota;

Charles E. McMartin, Saginaw, Michigan;

John McShain, Philadelphia, Pennsylvania;

John E. Mangrum, Dallas, Texas;

George Miller, Los Angeles, California;

Nicholas C. Mueller, Baltimore, Maryland;

Herbert Myerberg, Baltimore, Maryland;

Thomas J. Potts, Columbus, Ohio;

Norfleet H. Rand, Saint Louis, Missouri;

G. Ruhland Rebmman, Junior, Philadelphia, Pennsylvania;

James B. Reese, Los Angeles, California;

Sanford Reider, Cleveland, Ohio;

Thomas A. Rogers, Denver, Colorado;

Robert N. Rosenthal, Cincinnati, Ohio;

Canon John Samuel, Hamilton, Ontario, Canada;

Maurice Schwarz, Junior, Los Angeles, California;

Isadore M. Scott, Philadelphia, Pennsylvania;

Milton Seaman, New York City, New York;

Nathaniel Sharf, Boston, Massachusetts;

Jay C. Standish, Cleveland, Ohio;

Donald W. Thornburgh, Philadelphia, Pennsylvania;

Robert L. Walston, Houston, Texas;

J. Austin White, Cincinnati, Ohio;

Meredith Willson, Los Angeles, California;

Paul Wilson, Detroit, Michigan; and

E. N. Zeigler, Florence, South Carolina.

(b) Tenure

Thereafter the board of directors of the corporation shall consist of such number as may be prescribed in the constitution of the corpora-